



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Rich Swirsky, President Pro-Tem*

### Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Samples, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Rich Swirsky, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda For November 30, 2020 - **DRAFT**

Regular Meeting held on November 23, 2020. All members were present except Swirsky, later excused. Minutes of the previous meeting approved.

#### CONSENT AGENDA

- 1 ORDINANCE amending and/or supplementing various sections of the Code of Ordinances of the City of Akron relating to residential and business alarms; repealing Title 11, Chapter 111 "Regulations Governing Specific Businesses," Section 111.381 "Alarm Users License" of the Code of Ordinances of the City of Akron; and declaring an emergency.  
BUDGET & FINANCE

#### RULES (M. Freeman, Chairman)

##### FIRST READING & REFERRED

- 1 ORDINANCE amending and/or supplementing Title 3, Chapter 38 "Unlawful Discrimination," Section 38.01 "Definitions" of the Code of Ordinances of the City of Akron; and declaring an emergency. 11/23/20

#### BUDGET & FINANCE (M. Freeman, Chairman)

##### FILED

- 1 ORDINANCE approving and authorizing the expenditure of \$10,000 previously designated for the Akron City Council travel budget for the purchase of one-year subscriptions of the Balancing Act PRO, Taxpayer Receipt, and Meeting Mode software as approved in Ordinance No. 100-2018; and declaring an emergency. ADVERSE REPORT - VOTE 9-3 (Neal, Omobien, Samples) (Swirsky absent)

## **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chairman)**

### **REFERRED:**

- 1 D-153 Petition of Akron Storage, LLC, for a Conditional Use to construct a self-storage facility at 711 Johnston Street. (PC-2020-68-CU) (11/23/20)
- 2 D-154 Petition of Petros Development Group for a Conditional Use to construct an apartment development at 1870 Akron-Peninsula Road. (PC-2020-29-CU) (11/23/20)
- 3 D-155 Reopening of PC-2018-68-CU for a Conditional Use to expand a restaurant (The Corral) and construct a new retail building at 1006 S. Arlington Street (PC-2020-72-CU) (11/23/20)
- 4 D-156 Petition of The Well Community Development Corporation for a Conditional Use to construct a two-family dwelling at 764 Excelsior Avenue (PC-2020-80-CU) (11/23/20)
- 5 D-157 Petition of Balbir Singh for a Conditional Use to establish an automobile fuel station at 944 Brown Street. (PC-2020-40-CU) (11/23/20)
- 6 D-158 Petition of Cynthia Boswell for a Conditional Use to establish a Type A child day care home at 451 Molane Avenue. (PC-2020-73-CU) (11/23/20)
- 7 D-159 Petition of Stan Hywet Hall and Gardens, Inc., for a Conditional Use to construct a horticulture and volunteer center at 714 North Portage Path. (PC-2020-78-CU) (11/23/20)

### **TIME:**

- 8 ORDINANCE authorizing a Conditional Use to construct a parking space within the front yard setback at 1259 East Avenue; and declaring an emergency. (Public Hearing was held on November 2, 2020)
- 9 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 10 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on

property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 11 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.587 "Class UPD-45 district" and Section 153.588 "Class UPD-46 district" to allow retail uses in UPD-45 and UPD-46 Classifications; and declaring an emergency. (PC-2020-30-T) (Public Hearing was held - 10/5/20)
- 12 D-115 Petition of Jeanette Farrell for a Conditional Use to construct a parking space within the front yard setback at 1259 East Avenue. (PC-2020-41-CU) (9/14/20)
- 13 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 14 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 15 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 16 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 17 D-739 Petition of Chapel Hill Mall Realty Holdings, LLC, for a Conditional Use to lease space to North Coast Auto Mall at 2000 Brittain Road. (PC-2019-39-CU) (6/24/19)
- 18 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 19 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 20 D-152. 2014-2018 Capital Investment and Community Development Program. (1/5/15)
- 21 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 22 D-142 Petition of Timothy and Emily Marks for a Conditional Use to construct an oversized accessory structure (carriage house) with living space at 2250 Lancaster Road. (PC-2020-69-CU) (10/19/20)

**PUBLIC SERVICE (T. Samples, Chairwoman)**

NO ITEMS

**PUBLIC UTILITIES & GREEN (R. Swirsky, Chairman)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chairman)**

NO ITEMS

**PARKS & RECREATION (R. Neal, Chairman)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chairman)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chairwoman)**

NO ITEMS

**FILED**

- 1 D-160 Official Results of the 11/03/2020 General Election
- 2 D-161 Notice of C2, C2X liquor permit to Anantaya, LLC, dba Cork and Brew, 349 W. Market Street (Ward 1)
- 3 D-162 Correspondence from Lizzy Smith, Krsnaa Fitch, & Members of North East Ohio Safe Tech regarding 5G.
- 4 D-163 Correspondence from Nancy Potter, 1093 Riverside Dr regarding Covid 19 Ordinance

**ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

- 1 ORD 337-2020 approving the 2021-2036 Summit Akron Solid Waste Management Authority (ReWorks) Solid Waste Plan; and declaring an emergency. VOTE 12-0 (Swirsky absent)

- 2      ORD 338-2020 providing for the temporary appropriation for the current expenses and other expenditures of the City of Akron for the period of January 1, 2021 through March 31, 2021; and declaring an emergency. VOTE 12-0 (Swirsky absent)
  
- 3      ORD 339-2020 authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of advertising for bids, with United Systems and Software, Inc., for the purchase of encoder receiver transmitters for winter meter repairs by the Bureau of Water Supply; and declaring an emergency. VOTE 12-0 (Swirsky absent)
  
- 4      ORD 340-2020 authorizing a Conditional Use to construct an oversized accessory structure (carriage house) with living space at 2250 Lancaster Road; and declaring an emergency. VOTE 12-0 (Swirsky absent)
  
- 5      ORD 341-2020 authorizing the Director of Public Service, or his designee, to apply for, and if awarded, enter into a grant agreement or agreements with the Federal Emergency Management Agency (FEMA) and Ohio Emergency Management Agency (Ohio EMA) for funding through the Hazard Mitigation Grant Program to acquire properties experiencing repetitive loss due to flooding; authorizing expenditure of funds consistent with the Program; designating the Project Manager responsible for implementing the Hazard Mitigation Grant Program; and declaring an emergency. VOTE 12-0 (Swirsky absent)

**COMMITTEE MEETINGS**  
*Scheduled for: November 30, 2020*

<b>1:00 P.M.</b>	<b>Planning &amp; Economic Development</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Services</b>
<b>1:45 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>2:45 P.M.</b>	<b>Rules</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	<b>Subject to Call</b>	<b>Housing &amp; Neighborhood Assistance</b>
<b>2:30 P.M.</b>	<b>Public Utilities &amp; Green</b>		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE MEETING. PLEASE CHECK BACK FOR FINALIZED AGENDA.**